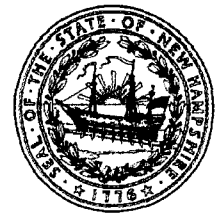




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

April 24, 2006

Certified Mail Receipt
7099 3400 0018 1291 0754

Letter of Deficiency
No. WMD 06-011

The Maroun Nominee Trust
Douglas Maroun, Trustee
6 Old Coach Road
Salem, NH 03079

Subject Site: AUBURN – Insurance Salvage Auction, 140 Rockingham Road
DES Site #199608027, Project #6398, Project Type Compliant

Dear Mr. Maroun:

On April 20, 2006, the Department of Environmental Services, Waste Management Division ("DES") conducted an inspection of your property located at 140 Rockingham Road, Auburn, NH ("Site"). The purpose of the inspection was to determine your compliance status with RSA 149-M and rules adopted pursuant thereto relative to the proper management of solid waste.

During the April 20, 2006 inspection, DES personnel observed or learned the following:

1. A pile of several hundred tires and a pile of mixed scrap metal/white goods have been abandoned on site; likely left from the previous on-site automotive salvage operation.
2. A large volume of construction and demolition debris consisting of, but not limited to, metal, drywall, shingles, insulation, plastic, and wood, has been recently deposited at the rear of the site.

This letter serves to inform you that the above referenced Site conditions constitute violations of RSA 149-M, specifically:

RSA 149-M:9, I Operating an unpermitted solid waste facility.

RSA 149-M:9, II Failure to dispose of solid waste at a permitted solid waste facility.

DES believes that the cited deficiencies can be corrected by completing the following requested remedial actions within the time indicated:

1. **Immediately** cease operating an unpermitted solid waste facility.
2. **Immediately** cease disposing of solid waste at an unpermitted solid waste facility.
3. By **May 10, 2003**, remove all construction and demolition debris to a solid waste facility permitted to handle such wastes. Burning or burial of this material on site is not allowed.

4. By **May 31, 2006**, remove all tires and scrap metal to a solid waste facility permitted to handle such wastes. Burial of these materials on site is not allowed.
5. By **June 7, 2006**, submit to DES written confirmation that these steps have been completed, including **copies of all disposal receipts** for the solid waste, at the address below.

Please address all correspondence and reports regarding this matter to:

State of New Hampshire Department of Environmental Services
Attention: Carl Woodbury
29 Hazen Drive
Concord, NH 03301
Tel: (603) 271-2891
Fax: (603) 271-2456
cwoodbury@des.state.nh.us

In the event compliance is not achieved within the time period indicated above, DES may initiate formal enforcement action against you, including issuing an order requiring the deficiencies to be corrected and/or referring the matter to the New Hampshire Department of Justice for imposition of civil and/or criminal penalties. DES reserves the right to pursue administrative fines for the violation(s) noted above.

Your prompt cooperation is appreciated. Please contact Carl Woodbury at (603) 271-3899 if you have any questions or need further assistance.

Sincerely,



George Lombardo, Administrator
Oil Remediation and Compliance Bureau
Tel: (603) 271-3645
Fax: (603) 271-2181
glombardo@des.state.nh.us

cc: Gretchen Hamel, DES Legal Unit